

Attorney Docket No. 24876-A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Benjamin GEBHART

Serial No.: 10/087,242

Group Art Unit: 3753

Filing Date: March 6, 2002

Examiner: John K. Ford

Title: NUCLEATE BOILING SURFACES FOR COOLING AND GAS GENERATION

02/16/2006 HAL111 00000001 10087242

01 FC:1814

130.00 OP

TERMINAL DISCLAIMER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The owner of 100 percent interest in the instant application, The Trustees of the University of Pennsylvania, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term of prior patent No. 6,371,199, as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application

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that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as shortened by any terminal disclaimer filed in the prior patent, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer.

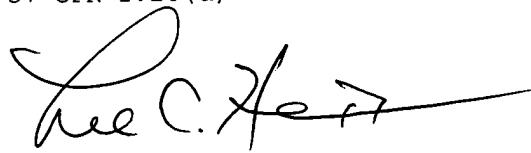
Check either box 1 or 2 below, if appropriate.

1. XX For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. XX The undersigned is an attorney of record.

XX Terminal Disclaimer fee under 37 CFR 1.20(d) included.



Date: February 14, 2006

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